



002.00190 (DUNW/P22561US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Muimo et al.)
Serial No.: 09/944,030)
Filed: August 31, 2001)
For: METHODS OF DETERMINING ALTERED)
NDPK FUNCTIONS AND THE)
DIAGNOSIS OF CYSTIC FIBROSIS)
Examiner: P. Nolan
Art Unit: 1644

DECLARATION OF ANIL MEHTA UNDER 37 CFR § 1.132

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

1. I am a named co-inventor of the above-identified patent application with Richmond Muimo.
2. The above-identified patent application was filed on August 31, 2001 as a continuation of PCT/GB00/00736, which was filed on March 2, 2000, which claimed priority to U.S. Provisional Patent Application Serial No. 60/122,426, filed on March 2, 1999.
3. The U.S. Patent and Trademark Office has cited Rieman et al., J. Physiology, 509P:81P (1998) ("Riemen") as a reference against the above-identified patent application.
4. The Reimen abstract was not published prior to the Proceedings of the Physiological Society held at the University of Liverpool, United Kingdom during April 1998.
5. Co-author Riemen was a student in the laboratory of the co-inventors and was under my direction and control. Further, co-authors Ratcliff, Colledge and Evans undertook work at my direction and control. As such, the Riemen reference is describing the co-inventors' own work.

6. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements are punishable and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

1/8/2001

Date



Anil Mehta